

Message Text

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PAGE 01 STATE 199064

70

ORIGIN SCSE-00

INFO OCT-01 EA-09 ISO-00 H-02 SCA-01 SSO-00 /013 R

DRAFTED BY SCA/SCS:JTBLANTON:JAC

APPROVED BY SCA/SCS:LPMULLIN

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FM SECSTATE WASHDC

TO AMEMBASSY MANILA IMMEDIATE

UNCLAS STATE 199064

E.O. 11652:N/A

TAGS:CDES, RP (PACKARD, JIM R.)

SUBJECT: DEATH OF PACKARD

REF: MANILA 11645

ON 1973 PASSPORT APPLICATION PACKARD STATED THAT HE MARRIED CARMEN PACKARD IN 1964 AND THAT MARRIAGE NOT TERMINATED. CARMEN PACKARD ADVISED DEPARTMENT SHE LIVED WITH PACKARD UNTIL MARCH, 1974 AND FILED FOR DIVORCE IN GUAM IN FEBRUARY 1975 BUT THAT DIVORCE NOT YET FINAL. SHE MAILING COPY OF MARRIAGE CERTIFICATE AND DIVORCE DECREE (NOT FINAL) TO EMBASSY. SHE ALSO INFORMED DEPARTMENT THAT PACKARD MADE TRIP TO TOKYO IN JANUARY 1974 BUT SHE DID NOT KNOW WHETHER HE ALSO WENT TO HONG KONG. SHE WAS PREVIOUSLY UNAWARE THAT PACKARD HAD MARRIED ELISA CRUZ PACKARD IN HONG KONG. SHE ALSO UNAWARE WHETHER PACKARD MIGHT HAVE OBTAINED DIVORCE WITHOUT HER KNOWLEDGE. POSSIBLY CONGEN HONG KONG COULD REQUEST CHECK OF DIVORCE FILES TO DETERMINE IF DIVORCE OBTAINED THERE.

2. CARMEN PACKARD IS FIRM IN RESOLVE TO HAVE REMAINS SHIPPED TO U.S. FOR BURIAL AND SHE AND OTHER RELATIVES PREPARED TO PAY COSTS. SINCE THIS APPEARS TO BE A COMPLICATED LEGAL MATTER INVOLVING A DIVORCE THAT WAS NOT UNCLASSIFIED

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PAGE 02 STATE 199064

FINAL AND POSSIBLY BIGAMY, DEPARTMENT BELIEVES THAT FINAL

DECISION RE DISPOSITION REMAINS SHOULD BE MADE BY
PHILIPPINE AUTHORITIES IF BOTH WOMEN REMAIN FIRM IN
THEIR POSITIONS. FOR ISSUANCE FS-192 AND DISTRIBUTION
EFFECTS, SITUATION IS MORE DIFFICULT UNLESS PHILIPPINE
COURT RULES THAT PACKARD'S MARRIAGE TO ELISA CRUZ
PACKARD WAS INVALID BECAUSE HE WAS STILL MARRIED TO
CARMELA AT THE TIME OF HIS MARRIAGE TO ELIZA CRUZ.
FS-192 SHOULD NOT BE ISSUED AND EMBASSY SHOULD ATTEMPT
TAKE POSSESSION EFFECTS UNTIL MATTER SETTLED. MAW

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